

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI

REPUBLICAN NATIONAL COMMITTEE;  
MISSISSIPPI REPUBLICAN PARTY; JAMES  
PERRY; and MATTHEW LAMB

PLAINTIFFS

VERSUS

NO. 1:24-cv-00025-LG-RPM  
Consolidated with: NO. 1:24cv00037TBM-RPM

JUSTIN WETZEL, *in his official  
capacity as the clerk and registrar of the  
Circuit Court of Harrison County*; TONI  
JO DIAZ, BECKY PAYNE, BARBARA  
KIMBALL, CHRISTENE BRICE, and  
CAROLYN HANDLER, *in their official  
capacities as members of the Harrison  
County Election Commission*; and  
MICHAEL WATSON, *in his official  
Capacity as the Secretary of State of  
Mississippi*

DEFENDANTS

RESPONSE IN OPPOISITION TO LIBERTARIAN PLAINTIFFS' MOTION FOR  
SUMMARY JUDGMENT (DKT#55)

Comes now the Defendants, JUSTIN WETZEL, in his official capacity as the clerk and registrar of the Circuit Court of Harrison County and TONI JO DIAZ, BECKY PAYNE, BARBARA KIMBALL, CHRISTENE BRICE, and CAROLYN HANDLER, in their official capacities as members of the Harrison County Election Commission ("Defendants"), by and through their counsel of record, Tim C. Holleman, Boyce Holleman & Associates, and files this, RESPONSE IN OPPOISITION TO LIBERTARIAN PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT (DKT#55) and, in support thereof, would show unto this Honorable Court the following, to-wit:

I.

These Defendants files this Response in opposition to the Republican Plaintiff's Motion for summary judgment on the Complaints filed herein against them.

II.

In support hereof these Defendants adopt by reference the RESPONSE IN OPPOSITION TO REPUBLICAN PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT (DKT#74) filed by Defendant, Michael Watson, Mississippi Secretary of State pursuant to Rule 10(c) of the Federal Rules of Civil Procedure.

WHEREFORE, PREMISES CONSIDERED, these Defendants state the LIBERTARIAN PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT (DKT#55) should be denied.

RESPECTFULLY SUBMITTED, this, the 10<sup>th</sup> day of April, 2024.

JUSTIN WETZEL, in his official capacity as the  
clerk and registrar of the Circuit Court of Harrison  
County, DEFENDANT

TONI JO DIAZ, BECKY PAYNE, BARBARA  
KIMBALL, CHRISTENE BRICE, and CAROLYN  
HANDLER, in their official capacities as members  
of the Harrison County Election Commission,  
DEFENDANTS

BY AND THROUGH THEIR COUNSEL OF  
RECORD

BOYCE HOLLEMAN AND ASSOCIATES

By: /s/ Tim C. Holleman

**CERTIFICATE OF SERVICE**

I, Tim C. Holleman, Boyce Holleman & Associates, do hereby certify that I have this date filed a copy of the above document with the Court's electronic filing system, which sent a notice to all counsel of record.

This the 10<sup>th</sup> day of April, 2024

By: /s/ Tim C. Holleman

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